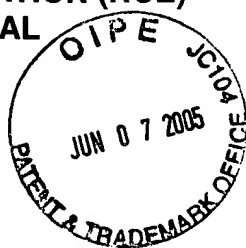


# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Address to:  
**Mail Stop RCE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Application Number: 09/248,392

Confirmation Number: 8699

Filing Date: Feb. 12, 1999

First Named Inventor: Hubertus A. SPAEPEN

Group Art Unit: 1754

Examiner: P. Lish

Attorney Docket Number: 07812.0019-00

Attorney Customer Number: 22,852

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

**1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.**

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] \_\_\_\_\_.
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed:
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other \_\_\_\_\_

## **2. Miscellaneous**

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

## **3. Fees**

- a. ☒ The filing fee is calculated as follows:
- i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Petition for extension of time for (one Month) \$120.00
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$910.00 enclosed.
- c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

06/08/2005 SDENBOB1 00000032 09248392

01 FC:1801

790.00 OF

## **Signature of Applicant, Attorney, or Agent Required**

Name: Anthony A. Hartmann

Reg. No.: 43,662

Signature:

Date: June 7, 2005

## **Certificate of Mailing or Transmission**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

Name: [Text]

Signature:

Date:



PATENT  
Customer No. 22,852  
Attorney Docket No. 07812.0019-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Hubertus A. SPAEPEN ) Group Art Unit: 1754  
Application No.: 09/248,392 ) Examiner: P. Lish  
CPA Filed: March 19, 2001 ) Confirmation No.: 8699  
For: PRODUCTION OF PRODUCTS CONTAINING )  
PRECIPITATED CALCIUM CARBONATE )

**MAIL STOP - RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE UNDER 37 C.F.R. § 1.114**

In reply to the Final Office Action mailed September 8, 2004, the period for response having been extended to June 7, 2005, by a Petition for Extension of Time and a Notice of Appeal filed March 7, 2005, and by a request for extension of one month and fee payment filed concurrently herewith, Applicant respectfully requests continued examination of this application in view of the amendments previously submitted and the remarks set forth herein. The present paper satisfies the requirement for a "Submission" to accompany the Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 filed herewith. The RCE and this submission are timely filed.